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BEFORE THE ARIZONA CORPORATION COMMISSION

Arizona Corporation Commission

AZ CORP COMMISSION

JIM IRVIN

Chairman-Commissioner

RENZ D. JENNINGS

Commissioner

CARL KUNASEK

Commissioner

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IN THE MATTER OF
 PROPOSED RULEMAKING TO
 PROVIDE TIME FRAMES FOR THE
 PROCESSING OF APPLICATIONS
 FOR CERTIFICATES OF CONVENIENCE)
 AND NECESSITY PURSUANT TO
 TITLE 40 OF THE
 ARIZONA REVISED STATUTES

DOCKET NO. RU-00000A-98-0493

STAFF'S RESPONSE TO
 PUBLIC COMMENT

The Staff of the Arizona Corporation Commission ("Staff") hereby responds to the comments and recommendations submitted by U S West Communications, Inc. ("U S West") on October 16, 1998 in the above-referenced matter.

Staff believes that U S West's request to process applications relative to the classification of competitive and non-competitive telecommunications services is not mandated by A.R.S. § 41-1072, et. seq. ("time frame statutes"). The purpose of these statutes is to establish time frames for state agencies processing applications for any license which the agency issues. Consequently, because an application to the Utility Division for classification of competitive and non-competitive services is not an application for a license, Staff respectfully disagrees that time frames should be established for such requests.

As to U S West's comments regarding modifying Staff procedures to permit competitive designation of services on a more timely basis, Staff believes that such efforts would be better served as a matter of Commission policy rather than Administrative Rule.

RESPECTFULLY SUBMITTED this 6th day of November, 1998.

Christopher C. Kempley

for Patrick J. Black
 Attorney, Legal Division
 Arizona Corporation Commission

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1 Original plus 10 copies filed this
2 6th day of November, 1998:

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7 Copy of the foregoing mailed/delivered
8 This 6th day of November, 1998, to:

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